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Attorneys for Signal Peak Energy, LLC

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
MISSOULA DIVISION**

MONTANA ENVIRONMENTAL
INFORMATION CENTER,

Plaintiff,

VS.

UNITED STATES OFFICE OF
SURFACE MINING, an agency within
the U.S. Department of Interior, *et al.*,

Defendants.

Case No. 9:15-cv-00106-DWM

SIGNAL PEAK ENERGY, LLC'S NOTICE OF APPEAL

and)
)
SIGNAL PEAK ENERGY, LLC,)
)
Defendant-Intervenor.)
_____)

Notice is hereby given that, pursuant to 28 U.S.C. § 1292(a), Defendant-Intervenor, Signal Peak Energy, LLC, appeals to the United States Court of Appeals for the Ninth Circuit from the following:

1. The Order entered October 2, 2017 (Doc. 86) denying Signal Peak's emergency motion to stay the Court's August 14, 2017 injunction pending briefing and an evidentiary hearing on the remedies, attached as Exhibit 1.

2. The vacatur and injunction entered in the August 14, 2017 Order (Doc. 60), attached as Exhibit 2.

The Representation Statement required by Federal Rule of Appellate Procedure 12(b) and CR 3-2 is attached as Exhibit 3.

Dated this 5th day of October, 2017.

/s/ Brian M. Murphy

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CERTIFICATE OF SERVICE

I, the undersigned counsel of record, hereby certify that on this 5th day of October, 2017, I filed a copy of this document electronically through the CM/ECF system, which caused all parties or counsel to be served by electronic means as more fully reflected on the Notice of Electronic Filing.

/s/ *Brian M. Murphy*

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